

SA2003RF0048



SAVE OUR STATE

PROP 187

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RECEIVED
OCT 06 2003

October 3, 2003

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Ms. Trisha Knight
Initiative Coordinator
P.O. Box 944255
Sacramento, CA 94244-2550

Dear Ms. Knight,

Enclosed herewith, please find the text of a proposed initiative measure.
Please prepare a title and summary for this measure.

Also enclosed is our check #780 for the sum of \$200.00, and the statement
of the Proponent.

Thank you for your assistance.

Sincerely,

Ronald Prince

STATEMENT OF PROPONENT

I, Ronald Prince, acknowledge that it is a misdemeanor under state law (Section 18650 the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Dated this third day of October, 2003

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ATTORNEY GENERAL'S OFFICE

This initiative measure is submitted to the people in accordance with the provisions of Article II, Section 8 of the Constitution.

This initiative measure expressly amends the Constitution by adding a section thereto; therefore, new provisions proposed to be added are printed in *italic type* to indicate that they are new.

PROPOSED LAW

SECTION 1. Title

This article shall be known and may be cited as the "Save Our State" Initiative.

SECTION 2. Findings and declaration

The People of California find that they have suffered and are suffering from economic hardships caused by the presence of illegal aliens in their State, and that illegal immigration is encouraged by public agencies within the State that provide public benefits without verifying immigration status. The People find further that illegal aliens have been given a safe haven in California with the aid of identification cards, including driver's licenses, that are issued without verifying immigration status. The People are frustrated by the conduct of their State that contradicts Federal immigration policy, undermines the security of our borders, and demeans the value of American citizenship. Therefore, the People of California declare that the public interest of the State requires all public agencies within the State to cooperate with Federal immigration authorities to discourage illegal immigration.

SECTION 3. Verifying applications for public benefits

Article XVI A is added to the Constitution to read:

Article XVI A Verifying Applications for Public Benefits

Section 1. Verification of identity and eligibility

It is a compelling government interest to remove the incentive for illegal immigration provided by the availability of public benefits. Neither the State nor any of its political subdivisions shall contradict the objectives of Federal immigration policy, nor shall they provide any State or local public benefit, as defined in Title 8 of the United States Code, to any alien classified as ineligible for Federal public benefits by that Code. Therefore, all agencies of the State and its political subdivisions that provide State and local public benefits shall:

- (a) Verify the identity of each applicant for such benefits and that the applicant is eligible for benefits in accordance with this article.*
- (b) Provide any employee or agent of the State, or any political subdivision thereof, with information to verify the immigration status of any applicant for such benefits and to assist the employee or agent in obtaining such information from Federal immigration authorities.*
- (c) Hold all employees and agents of the State and its political subdivisions responsible for making a written report to Federal immigration authorities of any discovered violation of Federal immigration law by any applicant for such benefits; any employee or agent who fails to report, or any supervisor who, knowing of such failure to report, fails to direct the employee to report is guilty of a misdemeanor.*

Section 2. Additional verification requirements

To prevent fraudulent applications for public benefits, additional verification procedures shall be required as follows:

- (a) The State shall verify the identity of each applicant for a California driver's license or identification card and that the applicant's presence in the United State is authorized under Federal law.*
- (b) All agencies of the State and its political subdivisions that provide State and local public benefits shall refuse to accept any document for any purpose of identification unless it is issued by a state or federal jurisdiction that is recognized by the United States Government and is verifiable by state or federal agencies.*

SECTION 4. Application and enforcement

The provisions of this article shall be enforced uniformly without regard to race, religion, gender, ethnicity, or national origin. Any person who is a resident of the State shall have standing in any court of record to bring suit against any agent or agency of the State, or any political subdivision thereof, to remedy any violation of any provision of this amendment, including but not limited to an action for mandamus. Courts of record shall give preference to actions brought under this article over other civil actions or proceedings pending in the court.

SECTION 5. Severability

If any provision of this amendment or the application thereof to any person or circumstance is held invalid, that invalidity shall not affect any other provision or application of the amendment which can be given effect without the invalid provision or application, and to that end the provisions of this amendment are severable.